



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2011 Biennium

<b>Bill #</b>	SB0205	<b>Title:</b>	Assault on a health care or emergency services provider
<b>Primary Sponsor:</b>	Brueggeman, John	<b>Status:</b>	As Introduced

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact     | <input checked="" type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns              |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts           | <input type="checkbox"/> Dedicated Revenue Form Attached |

### FISCAL SUMMARY

	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>	<u>FY 2012 Difference</u>	<u>FY 2013 Difference</u>
<b>Expenditures:</b>				
General Fund	\$99,588	\$301,232	\$502,877	\$704,521
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance</b>	<u>(\$99,588)</u>	<u>(\$301,232)</u>	<u>(\$502,877)</u>	<u>(\$704,521)</u>

### Description of fiscal impact:

This bill elevates the act of committing a simple assault on a health care provider, to a felony. Currently, simple assault is a misdemeanor. Fiscal impact results in additional offenders entering the correctional system on a felony charge for this crime.

### FISCAL ANALYSIS

#### Assumptions:

1. According to Board of Crime Control statistics, each year 50 people are convicted of simple assault on a health care provider.
2. The Department of Corrections assumes 50% of these cases, if charged as a felony, will be pleaded down to simple assault, a misdemeanor.
3. Of the 25 offenders convicted of felony assault, 80% will go to probation and 20% will go to prison for an average of 70 months according to DOC statistics.
4. Fiscal impact each year is based on 20 offenders going to probation at a staggered entry at \$4.63/day and 5 offenders entering prison at a staggered entry at \$91.97/day for totals of \$99,588 in FY 2010, \$301,232 in FY 2011, \$502,877 in FY 2012, and \$704,521 in FY 2013.

	<b><u>FY 2010 Difference</u></b>	<b><u>FY 2011 Difference</u></b>	<b><u>FY 2012 Difference</u></b>	<b><u>FY 2013 Difference</u></b>
<b><u>Fiscal Impact:</u></b>				
<b><u>Expenditures:</u></b>				
Operating Expenses	\$99,588	\$301,232	\$502,877	\$704,521
<b><u>Funding of Expenditures:</u></b>				
General Fund (01)	\$99,588	\$301,232	\$502,877	\$704,521
<b><u>Revenues:</u></b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b><u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u></b>				
General Fund (01)	(\$99,588)	(\$301,232)	(\$502,877)	(\$704,521)

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*Sponsor's Initials*


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*Date*


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*Budget Director's Initials*


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*Date*